

APPEAL NO. 031143  
FILED JUNE 20, 2003

This appeal arises pursuant to the Texas Workers' Compensation Act, TEX. LAB. CODE ANN. § 401.001 *et seq.* (1989 Act). A contested case hearing (CCH) was held on April 10, 2003. The hearing officer decided that the alleged date of injury was \_\_\_\_\_; that the appellant (claimant herein) did not sustain a compensable injury on \_\_\_\_\_; that the respondent (carrier herein) is relieved of liability because the claimant failed to timely notify his employer of an injury; and that the claimant did not have disability from February 2, 2001, to the date of the CCH. The claimant appeals all adverse determinations, specifically appealing the hearing officer's determination regarding injury, notice of injury, and disability. The carrier responds that the decision of the hearing officer should be affirmed.

DECISION

Finding sufficient evidence to support the decision of the hearing officer and no reversible error in the record, we affirm the decision and order of the hearing officer.

The issues before the hearing officer were whether the claimant sustained a compensable injury, the date of the alleged injury, whether the claimant timely reported her alleged injury to her employer, and whether the claimant had disability from a compensable injury. Conflicting evidence was presented on those issues. The hearing officer is the sole judge of the weight and credibility of the evidence. Section 410.165(a). As the finder of fact, the hearing officer resolves the conflicts in the evidence and determines what facts have been established from the evidence presented. The hearing officer's decision is supported by sufficient evidence and is not so against the great weight and preponderance of the evidence as to be clearly wrong and unjust. Cain v. Bain, 709 S.W.2d 175, 176 (Tex. 1986); In re King's Estate, 150 Tex. 662, 244 S.W.2d 660 (1951).

The hearing officer's decision and order are affirmed.

The true corporate name of the insurance carrier is **VIGILANT INSURANCE COMPANY** and the name and address of its registered agent for service of process is

**PARKER W. RUSH  
1445 ROSS AVENUE, SUITE 4200  
DALLAS, TEXAS 75202-2812.**

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Gary L. Kilgore  
Appeals Judge

CONCUR:

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Chris Cowan  
Appeals Judge

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Thomas A. Knapp  
Appeals Judge